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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA SAN FRANCISCO DIVISION**

JOSEPH GARCIA and CANDACE MARIN,
Individuals

Plaintiffs,

vs.

BAYSIDE FUNDING GROUP, et al.,
Defendants.

No. C06-0255 CRB

**NOTICE OF DISMISSAL WITH
PREJUDICE and STIPULATION OF
DISMISSAL WITH PREJUDICE**

PLAINTIFFS JOSEPH GARCIA and CANDACE MARIN HEREBY GIVE NOTICE
that the above-captioned matter, including the complaint and amended complaint, be and
hereby is dismissed with prejudice pursuant to FRCP 41(a)(1) against the following defendants
who were named in the lawsuit but who never appeared by, e.g., answering the complaint or
the amended complaint: WMC MORTGAGE CORPORATION, JOEL ATWATER, SCOTT
TUCKER, MICHELE ROBERTS, and DOES 1 50.

FURTHER, IT IS HEREBY STIPULATED by and between the parties who have
appeared in this action, through their counsel of record, that the above-captioned matter,
including the complaint and amended complaint, be and hereby is dismissed with prejudice
pursuant to FRCP 41(a)(1) with each party to bear his/her/its own costs and attorney fees.

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Dated: _____

/S/
LAW OFFICES OF ROBERT F. KANE
BY ROBERT F. KANE
Attorney for Plaintiffs
JOSEPH GARCIA and CANDACE MARIN

Dated: _____

/S/
THE PREBLE LAW FIRM
BY SCOTT J. PREBLE
Attorneys for Defendant
PATRIC CUSPARD dba
BAYSIDE FUNDING GROUP

Dated: _____

/S/
LAW OFFICES OF GOFORTH & LUCAS
BY [MICHAEL D. GOFORTH]
Attorneys for Defendants
PACIFIC HOME BROKERS, FIDELITY
MORTGAGE COMPANY, and BERT COKER

October 1, 2007

